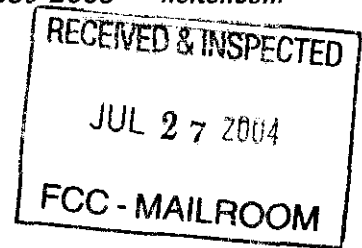


Northeast Iowa Telephone Company

P.O. Box 835 • 113 N Page St., Monona, IA 52159 • Ph: 563-539-2122 • Fax: 563-539-2003 • neitel.com

July 22, 2004



MS. Marlene H. Dortch, Secretary
Office of the Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

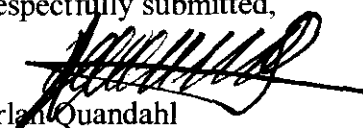
**Re: Northeast Iowa Telephone Company
CC Docket No. 96-45
Petition for Waiver of Deadlines in 47 C.F. R. 54.307(c)**

Dear Ms Dortch:

Enclosed are an original and four (4) copies of the above referenced Petition for Waiver Pursuant to Section 1.1105 of the Commission's rules, there is no filing fee associated with this request.

Northeast Iowa Telephone Company request questions regarding this filing be directed to Mr. Burnie E. Snoddy, Telecommunications Consultant, Kiesling Associates LLP. He may be reached at telephone number 515-223-0159 or via e-mail at:
bsnoddy@kiesling.com

Respectfully submitted,


Arlan Quandahl
Northeast Iowa Telephone Company
113 N. Page St.
P.O. Box 835
Monona, IA 52159-0835
563-539-2122

Enclosures

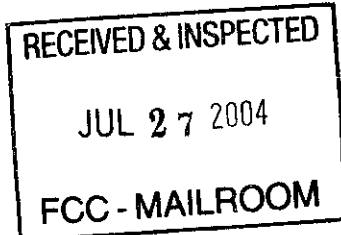
Original petition and four copies

FILED IN DOCKET 074
JUL 27 2004



Imagine the possibilities!

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**



In re)	
)	
Northeast Iowa Telephone Company)	CC Docket No 96-45
)	
Petition for Waiver of Deadline)	
In 47 C.F.R. 54.307(c))	

Waiver - expedited action requested

**PETITION OF NORTHEAST IOWA TELEPHONE COMPANY
FOR WAIVER OF DEADLINE IN 47 C.F.R 54.307(b)**

Northeast Iowa Telephone Company, pursuant to Section 1.3 and 1.925 of the Commission's Rules, Sec. C.F.R. 2.3, 47 C.F.R. 1.925, hereby petitions the Commission for waiver of the December 30, 2003 filing deadline for High Cost Loop, Local Switching Support, Long Term Support and Interstate Common Line Support reported data set forth in Section 54.54.307(c) of the Commission's rules and requests the Commission accept its December 30, 2003 High Cost Loop, Local Switching Support, Long Term Support and Interstate Common Line Support, hereafter referred to as High Cost Fund Support (HCF) Line Count data submissions as timely.

Northeast Iowa Telephone Company is an Eligible Telecommunications Carrier ("ETC") in the state of Iowa, and is eligible to receive High Cost Fund Support and Interstate Access Support (IAS) as a Commercial Mobile Radio Service (CMRS). Northeast Iowa Telephone Company operates as a CMRS provider with Study Area Code 359043. At the end of the fourth quarter of 2003, Northeast Iowa Telephone Company filed with the Universal Service Administration Company (USAC), its High Cost Loop, Local Switching Support, and Long Term Support Line Counts, Interstate Common Line Support Form 507 and Interstate Access Support Line Count Report in one envelope. It was mailed on December 29, 2003 and not received by USAC until December 31, 2003, beyond the required filing date of December 30, 2003 for all the High Cost Funds and Interstate Common Line Support, but within the required date for Interstate Access Support identified in Section 54.802(a), as the last business day of December, which in 2003 was December 31st. Subsequently, Northeast Iowa Telephone Company is considered as ineligible for High Cost Fund Support payments for the First Quarter of 2004.

On or before July 17, 2004, Northeast Iowa Telephone Company determined they had not received their full payment for High Cost Fund Support filing and after verifying its

status with Universal Service Administration Company, was informed its fourth quarter filing was not received by the filing date. As a result, Northeast Iowa Telephone Company would be ineligible for HCF for the First Quarter of 2004. Northeast Iowa Telephone Company is submitting this filing to request a waiver of the filing deadline to receive their 2004 High Cost Funds Support. Northeast Iowa Telephone Company understands very well the extreme importance of timely data and certification filings by all ETCs, and regrets the delay in its receipt of its filing at USAC. Northeast Iowa Telephone Company has previously sent its report via US Mail and had not experienced any previous delay. In retrospect it is apparent that there were some factors Northeast Iowa Telephone Company did not allow for. Unfortunately, the general manager was on vacation the week of December 22 through January 3rd and, consequently, he was unable to be sure that the USAC filing was made in a timely manner. Northeast Iowa Telephone Company's administrative staff sent the filing in an expedited manner on December 29 to assure timely delivery, but failed to send it using an overnight delivery method. One other item impacting the filing on a timely basis was the difference between the filing dates of High Cost Funds and Interstate Access Support. According to FCC rules Section 54.307(c)(4) the High Cost filing is due December 30th and Section 54.802(a), the Interstate Access Support is due the last business day of December, which would have been December 31, 2003. Northeast Iowa Telephone Company is a CMRS providing local service to over 750 customers in its rural service area of Clayton County, Iowa and has substantial investment in facilities to provide competitive service to its customers in the community in its rural service area. With the exception of the Fourth Quarter of 2003, Northeast Iowa Telephone Company has always met the required filing timetable. Northeast Iowa Telephone Company fully accepts responsibility for the late receipt of its filing by USAC and for future filing will send its reports in a manner providing expedited and verified delivery to USAC.

After discussing this matter with USAC, USAC advised Northeast Iowa Telephone Company to file this petition for waiver as a course to maintain its universal service revenue, a deadline waiver would be necessary for support payments to be distributed based on the line count report delivered to USAC in December 2003.

The Universal Service Support for Northeast Iowa Telephone Company is approximately \$4,850 per month, which represents a significant part of Northeast Iowa Telephone Company's wireless operating income and as such denotes the level and quality of service Northeast Iowa Telephone Company can provide its approximately 750 rural customers. Not receiving the High Cost Funds will adversely influence Northeast Iowa Telephone Company's ability to maintain the quality of service to its wireless customers which is expected by both the Federal Communications Commission and the Iowa Utilities Board. Northeast Iowa Telephone Company operating as a rural telecommunications provider operates on very close margins in order to provide the quality of service its customers deserve.

REQUEST FOR WAIVER

Northeast Iowa Telephone Company understands very well the extreme importance of timely data and certification filings by all ETCs, and regrets its' USAC Fourth Quarter 2003 delinquent receipt of its line count data. As explained proceeding, Northeast Iowa Telephone Company did not allow for the exceptions, which affected the delivery of its filing using US Priority Mail. Northeast Iowa Telephone Company now understands it should send future reports allowing for any exceptions affecting delivery of its filing and will send future filing with additional time allowed and will send in a manner which provides for verification of timely receipt. In addition, Northeast Iowa Telephone Company has implemented a tracking system to assure timely filing, including use of an outside firm to monitor its meeting future filing requirements.

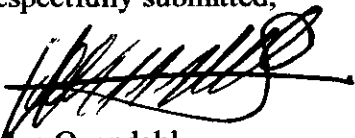
Section 1.3 of the Commission's rules provides the Commission with discretion to waive application of any of its rules upon showing of good cause. In addition, Section 1.925(b)(3) provides for waiver where it is shown that:

(i) The underlying purpose of the rule(s) would not be served or would be frustrated by application to the instant case, and that grant of a waiver would be in the public interest, or in view of unique or unusual factual circumstances of the instant case, application of the rules would be inequitable, unduly burdensome or contrary to the public interest, or the applicant has no reasonable alternative.

(ii) Northeast Iowa Telephone Company takes no issue with the reasonableness of the Commission's rules requiring timely data submissions by ETCs, and recognizes the importance of compliance with these rules. Northeast Iowa Telephone Company contends the purpose of these rules, however, is to ensure the Commission and USAC are able to properly project, collect, and distribute all universal service mechanisms in a timely and accurate manner. Given Northeast Iowa Telephone Company has already submitted the HCF and IAS line count reports to USAC, the lateness should not have unduly hindered USAC's administrative functions.

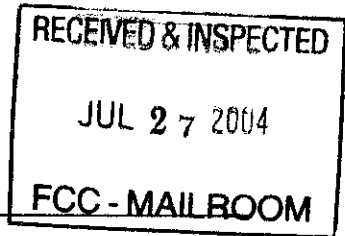
Because Northeast Iowa Telephone Company took immediate action upon notification of its delinquent filing, Northeast Iowa Telephone Company contends an interruption of its HCF support for an entire quarter would frustrate the purpose of the Universal Service Support rules, and would not serve the public interest. Northeast Iowa Telephone Company has been approved for ETC status by the Iowa Utilities Board (IUB) and proper use of the support provided has been certified by Northeast Iowa Telephone Company with the Commission, USAC, and the IUB. While denial of projected High Cost Fund Support during the first quarter of 2004 due to a filing error, an error immediately acted on upon discovery, it would not be in the public interest for the reason stated above. Northeast Iowa Telephone Company feels it has shown good cause for waiver of this filing deadline under Section 1.3 of the Commission's rules, as well as justification for such a waiver at the Commission's discretion under Section 1.925(b)(3). The waiver would serve the public interest by allowing Northeast Iowa Telephone Company to receive uninterrupted Universal Service Support for its ETC offering. Expedited action is requested so USAC may accept Northeast Iowa Telephone Company' Fourth Quarter 2003 High Cost Fund Line Count data as timely, allowing the data included in these filings to be incorporated into USAC's 2004 projections and support payments, and allowing Northeast Iowa Telephone Company to receive uninterrupted HCF support.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Arlan Quandahl', with a long horizontal stroke extending to the right.

Arlan Quandahl
Manager
Northeast Iowa Telephone Company
113 N. Page St.
P.O. Box 835
Monona, IA 52159-0835
563-539-2122

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD



IN RE:

IOWA WIRELESS SERVICES L.P. AND
ASSOCIATED COMPANIES

DOCKET NO. 199 IAC 39.2(4)

ORDER DESIGNATING ELIGIBLE CARRIERS

(Issued April 26, 2002)

On March 18, 2002, Iowa Wireless Services L.P. (Iowa Wireless) filed with the Utilities Board (Board) a joint application for universal service eligible carrier status in Iowa on behalf of Iowa Wireless and 19 associated companies. On March 27, 2002, Iowa Wireless filed an amended application adding two additional associated companies to the joint application. Iowa Wireless asks that the Board designate Iowa Wireless and its 21 associated companies as eligible telecommunications carriers pursuant to 199 IAC 39.2(4). No objections have been filed regarding the joint application.

Board rule 39.2 provides a means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the universal service fund, as defined by the Telecommunications Act of 1996, 47 U.S.C. § 254. Under the Act (and Federal Communications Commission (FCC) regulations implementing the Act), the Board must determine that a carrier meets the following

service requirements before it may be designated an eligible carrier as set forth in rule 39.2(4):

- 1) Offer the services supported by the federal universal service fund;
- 2) Offer the service using its own facilities or a combination of its own facilities and resale (47 C.F.R. § 54.201(c) provides that "own facilities" includes purchased unbundled network elements).
- 3) Advertise the availability of the supported services; and
- 4) Offer the services throughout the designated service area.

An eligible telecommunications carrier (ETC) must also offer a minimum amount of local exchange service, defined in usage minutes, provided with no additional charge to customers. See FCC 98-272, October 26, 1998. See also 199 IAC 39.2(1)"b." The FCC has not yet quantified a minimum amount of local usage required to be included in a universal service offering, but has initiated a separate rule making proceeding to address this issue. Id. Any minimum local usage requirements established by the FCC as a result of that rule making would be applicable to all designated ETCs. The Board understands that Iowa Wireless and its associated companies will comply with any and all minimum local usage requirements adopted by the FCC. The Board also understands that until the FCC establishes a minimum requirement, Iowa Wireless and its associated companies will offer at least one universal service offering with unlimited local calling in their respective universal service offerings.

In their request for designation, Iowa Wireless and its associated companies state that they satisfy each of these named requirements. Based upon those unopposed representations and each of the companies' commitments to follow the minimum local usage requirements when adopted by the FCC, the Board finds that Iowa Wireless and its associated companies offer the services supported by the federal universal service fund, using their own facilities or a combination of their own facilities and resale of the facilities of another carrier. The Board finds that Iowa Wireless and its associated companies advertise and offer the services throughout their service areas as described in Attachment "B," which will be their designated service areas for purposes of the universal service fund. The Board finds these commitments by Iowa Wireless and the 21 associated companies are adequate to assure that public interest concerns will be satisfied.

The Board appreciates Iowa Wireless including all of these requests in one joint application for eligible carrier status. However, pursuant to a recent federal mandate, each of the associated companies will be required to file, individually, with the Board by September 10, 2002, the certifications regarding use of universal service funds. These filings will be pursuant to the Board's proposed rule 199 IAC 22.2(7), as described in Docket No. RMU-01-14.

IT IS THEREFORE ORDERED:

1. Eligible telecommunications carrier status is granted to Iowa Wireless Services L.P. and the following 21 associated companies as requested in the joint application and amendment, filed March 18 and March 27, 2002, respectively, subject to the voluntary commitments regarding the local usage requirement as described in the body of this order:

- a) Cooperative Telephone Company
- b) MAC Wireless, LLC
- c) South Slope Cooperative Telephone Company
- d) Olin Telephone Company Inc.
- e) CST Communications
- f) Montezuma Mutual Telephone Co.
- g) Mill Valley Wireless
- h) PST Digital, LLC
- i) East Buchanan Telephone Cooperative
- j) KCTC PCS
- k) Sharon Telephone Company
- l) Wellman Cooperative Telephone Association
- m) WTC Communications Inc.
- n) Wapsi Wireless, LLC
- o) Benton/Linn Wireless LLC
- p) Southeast Wireless Inc.

- q) **Northeast Iowa Telephone Company**
- r) **Community Digital Wireless**
- s) **South East Iowa Wireless L.L.C.**
- t) **Cedar County PCS, L.L.C.**
- u) **Brooklyn Mutual Telephone Co.**

The designated service areas for Iowa Wireless Services L.P. and its associated companies shall be the service territories documented in Attachment "B" of the joint application attached to and incorporated by reference in this order.

2. The Executive Secretary of the Utilities Board shall mail copies of this order to Iowa Wireless Services, Inc., the named associated companies, the Universal Service Administration Company, the Federal Communications Commission Universal Service Branch, and the Federal Communications Commission Office of the Secretary.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

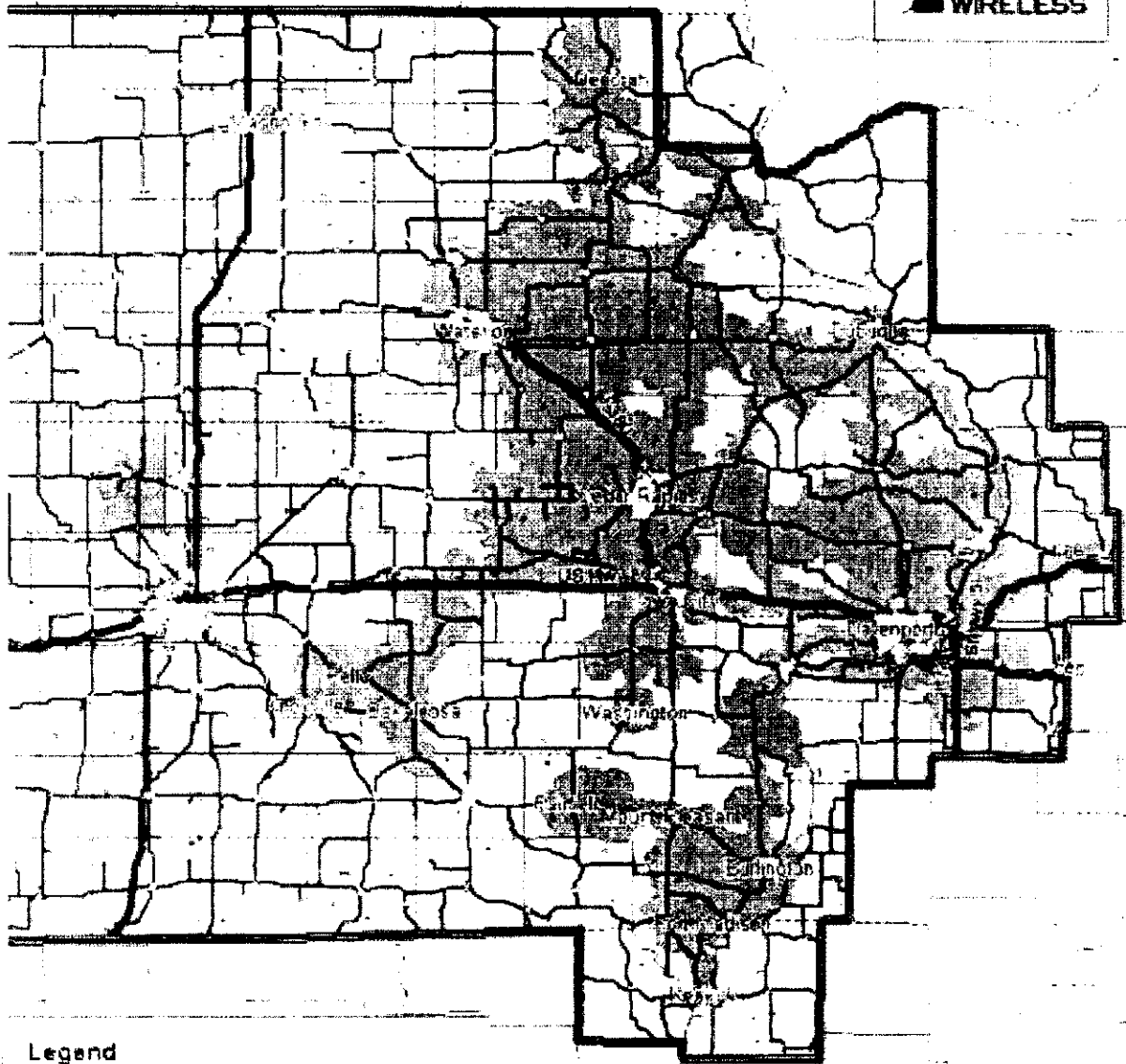
/s/ Elliott Smith

Dated at Des Moines, Iowa, this 26th day of April, 2002.

Attachment B

Attachment B

2002 Proposed Coverage



Legend

- Current Coverage
- Future Coverage
- MTA Boundary
- State Boundary

Attachment B

[illegible]

[illegible]

[illegible]

Wagstaffe	A	1907	1914	1915	1916	1917	1918	1919	1920	1921	1922	1923	1924	1925	1926	1927	1928	1929	1930	1931	1932	1933	1934	1935	1936	1937	1938	1939	1940	1941	1942	1943	1944	1945	1946	1947	1948	1949	1950	1951	1952	1953	1954	1955	1956	1957	1958	1959	1960	1961	1962	1963	1964	1965	1966	1967	1968	1969	1970	1971	1972	1973	1974	1975	1976	1977	1978	1979	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398	2399	2400	2401	2402	2403	2404	2405	2406	2407	2408	2409	2410	2411	2412	2413	2414	2415	2416	2417	2418	2419	2420	2421	2422	2423	2424	2425	2426	2427	2428	2429	2430	2431	2432	2433	2434	2435	2436	2437	2438	2439	2440	2441	2442	2443	2444	2445	2446	2447	2448	2449	2450	2451	2452	2453	2454	2455	2456	2457	2458	2459	2460	2461	2462	2463	2464	2465	2466	2467	2468	2469	2470	2471	2472	2473	2474	2475	2476	2477	2478	2479	2480	2481	2482	2483	2484	2485	2486	2487	2488	2489	2490	2491	2492	2493	2494	2495	2496	2497	2498	2499	2500	2501	2502	2503	2504	2505	2506	2507	2508	2509	2510	2511	2512	2513	2514	2515	2516	2517	2518	2519	2520	2521	2522	2523	2524	2525	2526	2527	2528	2529	2530	2531	2532	2533	2534	2535	2536	2537	2538	2539	2540	2541	2542	2543	2544	2545	2546	2547	2548	2549	2550	2551	2552	2553	2554	2555	2556	2557	2558	2559	2560	2561	2562	2563	2564	2565	2566	2567	2568	2569	2570	2571	2572	2573	2574	2575	2576	2577	2578	2579	2580	2581	2582	2583	2584	2585	2586	2587	2588	2589	2590	2591	2592	2593	2594	2595	2596	2597	2598	2599	2600	2601	2602	2603	2604	2605	2606	2607	2608	2609	2610	2611	2612	2613	2614	2615	2616	2617	2618	2619	2620	2621	2622	2623	2624	2625	2626	2627	2628	2629	2630	2631	2632	2633	2634	2635	2636	2637	2638	2639	2640	2641	2642	2643	2644	2645	2646	2647	2648	2649	2650	2651	2652	2653	2654	2655	2656	2657	2658	2659	2660	2661	2662	2663	2664	2665	2666	2667	2668	2669	2670	2671	2672	2673	2674	2675	2676	2677	2678	2679	2680	2681	2682	2683	2684	2685	2686	2687	2688	2689	2690	2691	2692	2693	2694	2695	2696	2697	2698	2699	2700	2701	2702	2703	2704	2705	2706	2707	2708	2709	2710	2711	2712	2713	2714	2715	2716	2717	2718	2719	2720	2721	2722	2723	2724	2725	2726	2727	2728	2729	2730	2731	2732	2733	2734	2735	2736	2737	2738	2739	2740	2741	2742	2743	2744	2745	2746	2747	2748	2749	2750	2751	2752	2753	2754	2755	2756	2757	2758	2759	2760	2761	2762	2763	2764	2765	2766	2767	2768	2769	2770	2771	2772	2773	2774	2775	2776	2777	2778	2779	2780	2781	2782	2783	2784	2785	2786	2787	2788	2789	2790	2791	2792	2793	2794	2795	2796	2797	2798	2799	2800	2801	2802	2803	2804	2805	2806	2807	2808	2809	2810	2811	2812	2813	2814	2815	2816	2817	2818	2819	2820	2821	2822	2823	2824	2825	2826	2827	2828	2829	2830	2831	2832	2833	2834	2835	2836	2837	2838	2839	2840	2841	2842	2843	2844	2845	2846	2847	2848	2849	2850	2851	2852	2853	2854	2855	2856	2857	2858	2859	2860	2861	2862	2863	2864	2865	2866	2867	2868	2869	2870	2871	2872	2873	2874	2875	2876	2877	2878	2879	2880	2881	2882	2883	2884	2885	2886	2887	2888	2889	2890	2891	2892	2893	2894	2895	2896	2897	2898	2899	2900	2901	2902	2903	2904	2905	2906	2907	2908	2909	291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City
State

City	State	County	Latitude	Longitude	Occupation
Chelsea	IA	Tama	632	104	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH
Garwin	IA	Tama	632	104	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH
Houghton	IA	Lee	634	104	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH
Le Grand	IA	Marshall	632	104	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH
Libertyville	IA	Jefferson	632	104	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH
Marquette	IA	Clayton	635	ALPINE COMMUNICATIONS, L.C.	
Mt.Shallown	IA	Marshall	632	US WEST COMMUNICATIONS - NORTHWESTERN BELL	
Mason City	IA	Cerro Gordo	632	US WEST COMMUNICATIONS - NORTHWESTERN BELL	
McGregor	IA	Clayton	635	ALPINE COMMUNICATIONS, L.C.	
Melbourne	IA	Marshall	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Montour	IA	Tama	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Postville	IA	Allamakee	635	POSTVILLE TELEPHONE CO. DBA PTI COMMUNICATIONS	
Rhodes	IA	Marshall	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Salem	IA	Henry	634	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
State Center	IA	Marshall	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Tama	IA	Tama	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Toledo	IA	Tama	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Traer	IA	Tama	635	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	
Vining	IA	Tama	632	IOWA TELECOM SVCS DBA IOWA TELCOM NORTH	

City
State

Washington	IA	Washington	635	Washington	635	Washington	635
Wentworth	IA	Wentworth	634	Wentworth	634	Wentworth	634
West Burlington	IA	West Burlington	633	West Burlington	633	West Burlington	633
West Point	IA	West Point	632	West Point	632	West Point	632
West Union	IA	West Union	631	West Union	631	West Union	631
Wheeland	IA	Wheeland	630	Wheeland	630	Wheeland	630
Westwood	IA	Westwood	629	Westwood	629	Westwood	629
Winthrop	IA	Winthrop	628	Winthrop	628	Winthrop	628
Winchester	IA	Winchester	627	Winchester	627	Winchester	627
Zwingle	IA	Zwingle	626	Zwingle	626	Zwingle	626